## IN THE UNITED STATES DISTRICT COURT WESTERN DISTRICT OF TEXAS MIDLAND-ODESSA DIVISION

MICHAEL DEAN GONZALES,	§ CASE NO
Plaintiff,	§ CASE NO
v.	§ § DEATH PENALTY CASE
WOODSON ERICH DRYDEN,	§
Ector County District Attorney Pro Tem;	§
MICHAEL GERKE, Chief,	§ EXECUTION DATE: MARCH 8, 2022
Odessa Police Department;	<b>§</b>
STEVEN MCCRAW, Director,	<b>§</b> §
Texas Department of Public Safety;	§
	§
Defendants.	§

## APPENDIX OF EXHIBITS TO COMPLAINT PURSUANT TO 42 U.S.C. § 1983

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Counsel for Michael Dean Gonzales

## **TABLE OF EXHIBITS**

EXHIBITS	DESCRIPTION
1	Affidavit of Eduardo Saenz Nino
2	Affidavit of Richard Reyna
3	Third Affidavit of Paulette Sutton, February 25, 2022
4	Motion to Compel Access to Latent Print and Footwear Impression Evidence, May 14, 2021
5	Motion to Terminate the Appointment of the Attorney Pro Tem, December 31, 2020
6	Order Setting Gonzales' March 8, 2022, Execution Date
7	OPD Report on Discovery of Victims
8	Report of Det. Robertson on Stolen Items
9	Bloodstain Pattern Analysis Report of Sgt. Rick Pippins
10	Reports of Cpl. Rexer
11	Report of Det. Robertson on April 23 Luminol Testing
12	Julian Olivarez Statement, May 6, 1994
13	Report of Ranger Sanders on Search of Gonzales Home (218 Schell)
14	OPD Report on Collection of Evidence from 218 Schell
15	January 13, 1995 DPS Preliminary Report
16	Police Photographs of Gonzales' Arms and Hands, April 22, 1994
17	OPD Report on Hospital Canvass for Laceration Wounds
18	May 5, 1994 Jesse Perkins Statement
19	May 10, 1994 Jesse Perkins Statement

EXHIBITS	DESCRIPTION
20	December 6, 1994 Interview with Jesse Perkins
21	Report of Det. Robertson on First Interview of Perkins, May 5, 1994
22	Report of Det. Robertson on Second Interview of Perkins, May 10, 1994
23	Report of Det. Robertson on Search of Perkins' Residence, May 11, 1994
24	Jesse Perkins' May 6, 1994, Ector County Jail Booking Card
25	Jesse Perkins' September 2, 1993, Ector County Jail Booking Card
26	Photographs of Jesse Perkins' Scars, Dec. 6, 1994
27	OPD Property Invoice Log No. 38775
28	May 20, 1994 DPS Physical Evidence Submission Form
29	Sept. 25, 2000 DPS Physical Evidence Submission Form
30	Federal Habeas Testimony of Charles Kenimer
31	Jury Deliberation Note Requesting Clarification
32	October 17, 2003 DPS Laboratory Report
33	First Affidavit of Paulette Sutton, January 31, 2022
34	Report of Det. Robertson, October 14, 1994
35	Report of Det. Robertson, December 6, 1994
36	OPD Report on April 23 Luminol Testing
37	DPS Crime Laboratory Files About Merced Aguirre's Housecoat and Gown
38	Witness Statement of Ruby Garza Luna, OPD Narrative, May 13, 1994
39	Det. Robertson Report on Estimate of Time of Death

EXHIBITS	DESCRIPTION
40	Declaration of Ruby Luna, February 11, 2022
41	Second Affidavit of Bloodstain Pattern Analyst Paulette Sutton, February 12, 2022
42	Affidavit of CSU Supervisor Stephanie Bothwell, February 22, 2022
43	OPD Photographs of Flannel Shirt, February 14, 2022
44	OPD Photographs of Flannel Shirt Under Alternate Light Source, February 22, 2022
45	Affidavit of Forensic DNA Analyst Huma Nasir, February 25, 2022
46	Interview of Epigmenia Gonzales, May 31, 2000
47	Statement of Martha Gonzales, May 7, 1994
48	Affidavit of Rito Suniga
49	Report of Det. Robertson on Olivarez Alibi, June 8, 1994
50	Memorandum from Rebecca Sample to John W. Smith & Preston Stevens
51	Excerpt from May 5, 1995 Interview of Epigmenia Gonzales
52	El Paso PD Personnel Records of Snow Robertson
53	Texas Commission on Law Enforcement Report on Snow Robertson
54	Odessa PD Personnel Records of Snow Robertson
55	ECSO Personnel Records of Snow Robertson
56	Plaintiff's Amended Petition, <i>Homsey v. Robertson</i> , No. D-80,401 (358 <sup>th</sup> Judicial Dist. Ct., Ector Cty., March 23, 1989)
57	Order of Dismissal, Homsey v. Robertson (Nov. 7, 1990)
58	Plaintiff's Original Petition, <i>Orr v. Robertson</i> , No. D-82,765 (358 <sup>th</sup> Judicial Dist. Ct., Ector Cty., Jan. 7, 1991)

EXHIBITS	DESCRIPTION
59	Order of Dismissal, Orr v. Robertson (Jan. 7, 1991)
60	Application for 11.07 Writ of Habeas Corpus, <i>Ex Parte Keith</i> , No. WR-59, 244-04 (Tex. Crim. App. June 12, 2015)
61	Excerpts of Volume 8, Reporter's Record of <i>State v. Keith</i> , Cause No. A-24,045 (70th Judicial Dist. Ct., Ector Cty.)
62	Allen PD Personnel Records
63	Murphy PD Personnel Records
64	Martha Reyes Interview, June 7, 2000
65	Michelle Payne Interview, May 6, 1994
66	Michelle Payne Interview, June 2, 2000
67	History of Gonzales' Efforts to Obtain Fingerprint and Footwear Evidence
68	Affidavit of Latent Print and Footwear Examiner Matt Marvin, May 14, 2021
69	Affidavit of Latent Print Examiner Heather McNeill, February 28, 2022
70	Footwear Examination Report of Matt Marvin, February 11, 2022
71	Ex Parte Keith Writ Application Ex. "E" (Cleaver Article)
72	Ex Parte Keith Writ Application Ex. "F" (Robertson/Deaderick Article)

Respectfully Submitted,

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Counsel for Michael Dean Gonzales